

Attorney Docket No.: J3734(C)
Serial No.: 10/579,649
Filed: May 18, 2006
Confirmation No.: 9363

RESPONSE TO RESTRICTION REQUIREMENT

Pursuant to the Office Action of October 16, 2008, election has been required as among the following groups of claims:

Group I (claims 1-10) drawn to a hair conditioning composition;

Group II (claim 11) drawn to a method of preparing an opacified hair conditioning composition by using a composition according to claim 1; and

Group III (claim 12) drawn to a method of treating the hair using a composition according to claim 1.

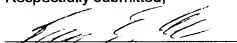
Applicants hereby elect the Group I claims (claims 1-10) for prosecution.

It is respectfully submitted that the claims are related as compositions (Group I) and methods of use (Groups II and III). It is respectfully submitting that prosecuting same in a single application would not impose an unreasonable searching and examination burden. Accordingly, this election is made with traverse and reconsideration thereof is respectfully requested.

The Commissioner is hereby authorized to charge any additional fees which may be required to our deposit account No. 12-1155, including all required fees under: 37 C.F.R. §1.16; 37 C.F.R. §1.17; 37 C.F. R. §1.18; 37 C.F.R. 1.136.

In a telephone conversation with the undersigned on October 22, 2008, Examiner Simmons Willis confirmed that only election as among the Group I, II and III claims was required and that no species election was being imposed.

Respectfully submitted,


Karen E. Klumas
Registration No. 31,070
Attorney for Applicant(s)

KEK/sa
(201) 894-2332